

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
GEORGE HUMPHRYS, individually and on behalf of all  
others similarly situated

INDEX NO. 08 CV 2912

PLAINTIFF(S)

AFFIDAVIT OF SERVICE  
SUMMONS AND COMPLAINT

AGAINST-

TD AMERITRADE HOLDING CORPORATION, ET AL  
Defendant(s)

-----X  
STATE OF NEBRASKA, COUNTY OF LINCOLN, SS:

The undersigned, being duly sworn, deposes and says: deponent is not a party herein, is over 18 years of age and resides at LINCOLN, NEBRASKA

That on April 11, 2008 at 8:49A M at the address

**CSC- LAWYERS INCORPORATING SERVICE COMPANY  
1900 FIRST BANK BUILDING  
233 SOUTH 13<sup>TH</sup> STREET  
LINCOLN, NE 68508**

deponent served the within **Summons and Complaint**

UPON: **TD AMERITRADE HOLDING CORPORATION**

By personally delivering a true copy of the **Summons and Complaint** to Diane Sugden,  
managing agent thereof.

Deponent describes the person actually served as follows:

SEX : F  
SKIN: W  
HAIR: Brown  
AGE: 35  
HEIGHT: 5'8"  
WEIGHT: 130

✓ I Asked the person spoken to whether said served was in active military service of the United States or of the State of New York in any capacity whatsoever and received a negative response. Said served wore ordinary civilian clothing and no military uniform. The grounds of this belief and the source of my information in this regard are the observations and conversations accounted above. Hence, upon information and belief, I assert that the recipient is not in military service of the Unites States or of New York State as the term is defined in the State or in the Federal statutes.

Joel G. Frakes

Sworn to before me this 11 day of April, 2008

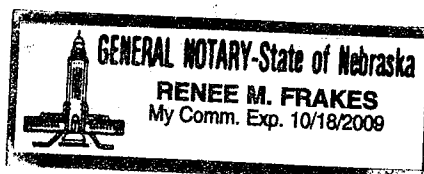
Renee M. Frakes

NOTARY-PUBLIC,

NO:

QUALIFIED IN

COMMISSION EXPIRES:



Nicoletti & Harris, Inc.,  
116 John Street, ste  
New York, NY 10038